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9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,)	No. CR 08 0189 MAG
14 Plaintiff,)	[PROPOSED] ORDER AND
15 v.)	STIPULATION SETTING A DETENTION
16 ROBERT RYAN DAVIS, a/k/a Robert Alexander,)	HEARING AND EXCLUDING TIME
17 Defendant.)	FROM AUGUST 5, 2008 TO SEPTEMBER
)	24, 2008

19 The parties appeared before the Honorable Bernard Zimmerman on July 9, 2008. At that
 20 time, the defendant's detention hearing was continued to August 5, 2008. On August 5, 2008,
 21 the parties filed a stipulation requesting the defendant's conditions of release be modified in
 22 order to release him from custody and allow him to receive inpatient hospital care. The parties
 23 further stipulate as follows:

- 24 1. The parties request that a detention hearing be set for September 24, 2008, at 1:30
 25 p.m., or as soon thereafter as the matter may be heard, so that the defendant may appear before
 26 the court for a detention hearing or the parties may update the Court as to the defendant's
 27 condition.
- 28 2. The parties further agree to exclude time between August 5, 2008, at September 24,

1 2008, under the Speedy Trial Act, 18 U.S.C. § 3161(b), in light of the defendant's current
2 unavailability and physical inability to currently stand trial. *See* 18 U.S.C. § 3161(h)(3)(A) and
3 18 U.S.C. § 3161(h)(4).

4 IT IS SO STIPULATED.

5 DATED: 8/26/08

6 /s/
7 ERIC M. HAIRSTON
Counsel for Defendant

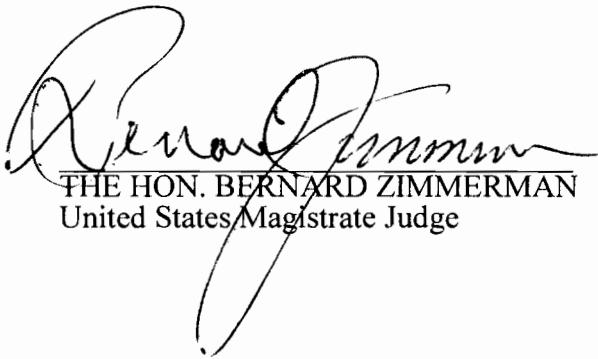
8 DATED: 8/26/08

9 /s/
10 WENDY THOMAS
Special Assistant United States Attorney

11 IT IS HEREBY ORDERED that a detention hearing be set for September 24, 2008, at
12 1:30 p.m., and that the period from August 5, 2008, to September 24, 2008, be excluded from
13 Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(3)(A) and 18 U.S.C. § 3161(h)(4).

14 IT IS SO ORDERED.

15 DATED: 27 Aug 08

16 
17 THE HON. BERNARD ZIMMERMAN
United States Magistrate Judge